



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

We make Indiana a cleaner, healthier place to live.

Mitchell E. Daniels, Jr.
Governor
Thomas W. Easterly
Commissioner

February 5, 2007

100 North Senate Avenue
Indianapolis, Indiana 46204
(317) 232-8603
(800) 451-6027
www.IN.gov/idem

VIA CERTIFIED MAIL 7005 1160 0001 2605 2947

Mr. Mark Reed, President
J.M. Corporation
2452 E 300 N
Anderson, Indiana 46012-9601

Dear Mr. Reed:

Re: Reply Period
Request for Additional Information
Mallard Lake Solid Waste Facility
Renewal Application
Madison County

On March 4, 2003, the Indiana Department of Environmental Management (IDEM) received your renewal application for the above-referenced facility. On April 4, 2003, IDEM mailed to you a request for additional information (RAI) which, pursuant to IC 13-15-4-9, required that J.M. Corporation (JMC) submit the requested information within sixty (60) days of its receipt.

On August 18, 2003, IDEM denied this renewal application when JMC failed to submit the requested information after an extension of the original RAI response deadline to August 5, 2003. JMC appealed this denial to the Office of Environmental Adjudication (OEA). The OEA ruled in favor of JMC, and granted JMC an extension of time to submit the requested information until and including ninety (90) days after OEA's October 20, 2004 Findings of Fact, Conclusions of Law and Final Order (Final Order) became final.

On December 8, 2006, Judge Michael Keele, Marion Circuit Court, upheld the Final Order as modified and denied a Verified Petition for Judicial Review filed by IDEM concerning the Final Order. Because IDEM did not appeal Judge Keele's ruling, the OEA's Final Order as modified became effective on January 8, 2007.

Mr. Reed
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In accordance with the Final Order, you must now submit the requested information by or on April 7, 2007. However, since this date falls on a Saturday, the requested information must be either hand delivered or postmarked by April 9, 2007. IDEM will grant any necessary and reasonable requests for extension of time thereafter in accordance with its normal practice, which includes that such requests explain the reasons why additional time is needed, such as weather delays, illness, or other delays caused by factors beyond JMC's control. However, IDEM will not grant extensions due to reasons related to JMC's financial difficulties or problems obtaining a new purchaser of the landfill. Pursuant to IC 13-15-4-9, the commissioner may deny a permit application because the application is incomplete if the requested information is not received within the required timeframes.

Please submit five (5) copies of all items to:

John Hale
Indiana Department of Environmental Management
Office of Land Quality
Solid Waste Permits Section - Mail Code 65-45
100 N. Senate Ave.
Indianapolis, IN 46204-2251

Enclosed please find a certification statement which is required to be submitted with each set of additional information per 329 IAC 10-11-3(d). It is acceptable to submit one original and four (4) copies of this statement.

If you have any questions regarding this matter, please call (800) 451-6027, press 0 and ask for John Hale, or press 0 and ask for extension 2-8871 or call 317-232-8871.

Sincerely,



Jerome Rud, Chief
Solid Waste Permits Section
Office of Land Quality

Enclosures: Certification Statement

cc: Madison County Health Department
Madison County Solid Waste Management District
Madison County Commissioners

Bcc: Bruce Palin ✓
Valerie Tachtiris, AG's Office, IDEM ✓
Tom Linson ✓
Jerry Rud ✓
John Hale ✓
Daniela Klesmith ✓

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

65-451a
MR MARK REED PRESIDENT
JM CORPORATION
2452 E 300 N
ANDERSON IN 46012-9601

2. Article Number
(Transfer from Service label)

7005 1160 0001 2605 2947

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature

Mark Reed Agent

B. Received by (Printed Name)

Mark Reed C. Date of Delivery *2/9/07*

D. Is delivery address different from item 1? ☐ Yes ☐ No

If YES, enter delivery address below:

3. Service Type

- ☐ Certified Mail ☐ Express Mail
- ☐ Registered ☐ Return Receipt for Merchandise
- ☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

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Certified Fee *2.40*
Return Receipt Fee (Endorsement Required) *1.85*
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65-451a

Sent To

MR MARK REED PRESIDENT

Street, Apt. No. or PO Box No.

JM CORPORATION

City, State, ZIP

2452 E 300 N
ANDERSON IN 46012-9601



See Reverse for Instructions

PS Form 3800, June 2002